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c 70 The Regional Municipalities Amendment Act, 1976 (No. 2)

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CHAPTER 70

The Regional Municipalities Amendment Act, 1976

Assented to December 7th, 1976

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

PART I

THE REGIONAL MUNICIPALITY OF OTTAWA-CARLETON

1. Subsection 2 of section 55c of *The Regional Municipality of Ottawa-Carleton Act*, being chapter 407 of the Revised Statutes of Ontario, 1970, as enacted by the Statutes of Ontario, 1972, chapter 126, section 8, is repealed and the following substituted therefor:

(2) The regional roads or portions thereof affected by a by-law passed under subsection 1 shall be marked to comply with the regulations made under *The Highway Traffic Act*.

s. 55c (2),
re-enacted
Marking
of roads
R.S.O. 1970,
c. 202
2. Section 66 of the said Act is repealed.

s. 66,
repealed
- 3.—(1) Subsection 1 of section 94 of the said Act is repealed and the following substituted therefor:

(1) The Regional Council may in each year provide in the estimates for the establishment or maintenance of a reserve fund for any purpose for which it has authority to spend funds.

s. 94 (1),
re-enacted
Reserve
funds

(2) Subsection 3 of the said section 94 is repealed and the following substituted therefor:

s. 94 (3),
re-enacted

(3) The moneys raised for a reserve fund established under subsection 1 shall not be expended, pledged or applied to any purpose other than that for which the fund was established, unless approved by the Regional Council.

Expenditure
of reserve
fund moneys
4. Subsection 23 of section 100 of the said Act, as re-enacted by the Statutes of Ontario, 1972, chapter 126, section 19, is repealed and the following substituted therefor:

s. 100 (23),
re-enacted

Alternate
members

(23) The Regional Council may appoint an alternate member for each of the appointed members and any such alternate member has all the powers and duties of the member in the absence or inability to act of such member and any such alternate member may be paid, out of the current fund of the Regional Corporation, such remuneration as the Regional Council determines.

s. 101 (1),
re-enacted

5. Subsection 1 of section 101 of the said Act is repealed and the following substituted therefor:

Application
of R.S.O. 1970,
c. 284, s. 296 (1)

(1) Subsection 1 of section 296 of *The Municipal Act* applies *mutatis mutandis* to the Regional Council.

s. 124 (1),
re-enacted

6. Subsection 1 of section 124 of the said Act, as re-enacted by the Statutes of Ontario, 1976, chapter 43, section 10, is repealed and the following substituted therefor:

Application
of R.S.O. 1970,
c. 284

(1) Section 5, Parts XV, XVI, XVII and XXI, sections 242a, 248a, 249 and 254, subsection 3 of section 308, section 333, paragraphs 3, 10, 11, 12 and 24 of section 352 and section 391 of *The Municipal Act* apply *mutatis mutandis* to the Regional Corporation.

PART II

THE REGIONAL MUNICIPALITY OF NIAGARA

s. 89,
repealed

7. Section 89 of *The Regional Municipality of Niagara Act*, being chapter 406 of the Revised Statutes of Ontario, 1970, is repealed.

s. 129 (1),
re-enacted

- 8.—(1) Subsection 1 of section 129 of the said Act is repealed and the following substituted therefor:

Reserve
funds

(1) The Regional Council may in each year provide in the estimates for the establishment or maintenance of a reserve fund for any purpose for which it has authority to spend funds.

s. 129 (3),
re-enacted

- (2) Subsection 3 of the said section 129 is repealed and the following substituted therefor:

Expenditure
of reserve
fund moneys

(3) The moneys raised for a reserve fund established under subsection 1 shall not be expended, pledged or applied to any purpose other than that for which the fund was established, unless approved by the Regional Council.

9. Subsection 23 of section 135 of the said Act, as re-enacted by the Statutes of Ontario, 1972, chapter 51, section 13, is repealed and the following substituted therefor:

s. 135 (23),
re-enacted

(23) The Regional Council may appoint an alternate member for each of the appointed members and any such alternate member has all the powers and duties of the member in the absence or inability to act of such member and any such alternate member may be paid, out of the current fund of the Regional Corporation, such remuneration as the Regional Council determines.

Alternate
members

10. Subsection 1 of section 136 of the said Act is repealed and the following substituted therefor:

s. 136 (1),
re-enacted

(1) Subsection 1 of section 296 of *The Municipal Act* applies *mutatis mutandis* to the Regional Council.

Application
of R.S.O. 1970,
c. 284, s. 296 (1)

11. Subsection 1 of section 154 of the said Act, as re-enacted by the Statutes of Ontario, 1976, chapter 43, section 24, is repealed and the following substituted therefor:

s. 154 (1),
re-enacted

(1) Section 5, Parts XV, XVI, XVII and XXI, sections 242a, 248a, 249 and 254, subsection 3 of section 308, and sections 333 and 348, paragraphs 3, 10, 11, 12 and 24 of section 352, paragraph 61 of subsection 1 of section 354 and section 394 of *The Municipal Act* apply *mutatis mutandis* to the Regional Corporation.

Application
of R.S.O. 1970,
c. 284

PART III

THE REGIONAL MUNICIPALITY OF YORK

12. Section 2 of *The Regional Municipality of York Act*, being chapter 408 of the Revised Statutes of Ontario, 1970, as amended by the Statutes of Ontario, 1972, chapter 78, section 1, is further amended by adding thereto the following subsections:

s. 2,
amended

(2a) On the 1st day of January, 1977, The Corporation of the Township of East Gwillimbury is erected into a town municipality bearing the name of The Corporation of the Town of East Gwillimbury.

Township
of East
Gwillimbury
erected into
town
municipality

(2b) Sections 17, 19 and 22 of *The Municipal Act* apply *mutatis mutandis* in respect of the erecting of The Corporation of the Township of East Gwillimbury into a town municipality.

Application
of R.S.O. 1970,
c. 284,
ss. 17, 19, 22

References
in Acts

(2c) A reference in this or any other general or special Act to The Corporation of the Township of East Gwillimbury or to the Township of East Gwillimbury shall be deemed to be a reference to The Corporation of the Town of East Gwillimbury and to the Town of East Gwillimbury, respectively.

s. 34 (1-3),
re-enacted

- 13.** Subsections 1, 2 and 3 of section 34 of the said Act are repealed and the following substituted therefor:

Rates or
other charges
for water

(1) The Regional Council may pass by-laws fixing the rates or other charges at which water will be supplied to the area municipalities, or parts thereof, and the times and places when and where the rates or other charges shall be payable.

Idem

(2) In fixing the rates or other charges, the Regional Council may use its discretion as to the rate, rates or other charges to be charged to any area municipality or part thereof, and may charge different rates or other charges to one or more of the area municipalities or parts thereof.

Self-
sustaining

(3) The Regional Council shall so fix the rates or other charges at which water is supplied to the area municipalities or parts thereof that the revenues of the waterworks system will be sufficient to make the system self-sustaining after providing for such maintenance, renewals, depreciation, debt charges and reserves as the Regional Council may think proper.

s. 87,
repealed

- 14.** Section 87 of the said Act is repealed.

s. 124 (1),
re-enacted

- 15.**—(1) Subsection 1 of section 124 of the said Act is repealed and the following substituted therefor:

Reserve
funds

(1) The Regional Council may in each year provide in the estimates for the establishment or maintenance of a reserve fund for any purpose for which it has authority to spend funds.

s. 124 (3),
re-enacted

- (2) Subsection 3 of the said section 124 is repealed and the following substituted therefor:

Expenditure
of reserve
fund moneys

(3) The moneys raised for a reserve fund established under subsection 1 shall not be expended, pledged or applied to any purpose other than that for which the fund was established, unless approved by the Regional Council.

s. 130 (23),
re-enacted

- 16.** Subsection 23 of section 130 of the said Act, as re-enacted by the Statutes of Ontario, 1972, chapter 78, section 17, is repealed and the following substituted therefor:

(23) The Regional Council may appoint an alternate member for each of the appointed members and any such alternate member has all the powers and duties of the member in the absence or inability to act of such member and any such alternate member may be paid, out of the current fund of the Regional Corporation, such remuneration as the Regional Council determines.

Alternate
members

17. Subsection 1 of section 131 of the said Act is repealed and the following substituted therefor:

s. 131 (1),
re-enacted

(1) Subsection 1 of section 296 of *The Municipal Act* applies *mutatis mutandis* to the Regional Council

Application
of R.S.O. 1970,
c. 284, s. 296 (1)

18. Subsection 1 of section 149 of the said Act, as re-enacted by the Statutes of Ontario, 1976, chapter 43, section 35, is repealed and the following substituted therefor:

s. 149 (1),
re-enacted

(1) Section 5, Parts XV, XVI, XVII and XXI, sections 242a, 246, 248a, 249 and 254, subsection 3 of section 308, sections 333 and 348 and paragraphs 3, 10, 11, 12 and 24 of section 352 of *The Municipal Act* apply *mutatis mutandis* to the Regional Corporation.

Application
of R.S.O. 1970,
c. 284

19. Section 165 of the said Act is amended by adding thereto the following subsection:

s. 165,
amended

(1a) The Regional Corporation may construct buildings for the use of The Children's Aid Society of The Regional Municipality of York and may lease land and any buildings so constructed to The Children's Aid Society of The Regional Municipality of York.

Buildings
for use of
children's aid
society

PART IV

THE REGIONAL MUNICIPALITY OF WATERLOO

20. Section 91 of *The Regional Municipality of Waterloo Act, 1972*, being chapter 105, is repealed.

s. 91,
repealed

- 21.—(1) Subsection 1 of section 132 of the said Act is repealed and the following substituted therefor:

s. 132 (1),
re-enacted

(1) The Regional Council may in each year provide in the estimates for the establishment or maintenance of a reserve fund for any purpose for which it has authority to spend funds.

Reserve
funds

- (2) Subsection 3 of the said section 132 is repealed and the following substituted therefor:

s. 132 (3),
re-enacted

Expenditure
of reserve
fund moneys

(3) The moneys raised for a reserve fund established under subsection 1 shall not be expended, pledged or applied to any purpose other than that for which the fund was established, unless approved by the Regional Council.

s. 138 (25),
re-enacted

22. Subsection 25 of section 138 of the said Act is repealed and the following substituted therefor:

Alternate
members

(25) The Regional Council may appoint an alternate member for each of the appointed members and any such alternate member has all the powers and duties of the member in the absence or inability to act of such member and any such alternate member may be paid, out of the current fund of the Regional Corporation, such remuneration as the Regional Council determines.

s. 139 (1),
re-enacted

23. Subsection 1 of section 139 of the said Act is repealed and the following substituted therefor:

Application
of R.S.O. 1970,
c. 284, s. 296 (1)

(1) Subsection 1 of section 296 of *The Municipal Act* applies *mutatis mutandis* to the Regional Council.

s. 158 (1),
re-enacted

24. Subsection 1 of section 158 of the said Act, as re-enacted by the Statutes of Ontario, 1976, chapter 43, section 47, is repealed and the following substituted therefor:

Application
of R.S.O. 1970,
c. 284

(1) Section 5, Parts XV, XVI, XVII and XXI, sections 242a, 246, 248a, 249 and 254, subsection 3 of section 308, sections 333 and 348 and paragraphs 3, 10, 11, 12 and 24 of section 352 of *The Municipal Act* apply *mutatis mutandis* to the Regional Corporation.

PART V

THE REGIONAL MUNICIPALITY OF SUDBURY

s. 31 (2) (a),
re-enacted

25. Clause a of subsection 2 of section 31 of *The Regional Municipality of Sudbury Act, 1972*, being chapter 104, as re-enacted by the Statutes of Ontario, 1974, chapter 117, section 28, is repealed and the following substituted therefor:

(a) by imposing a surcharge on the water rate, which does not require the approval of the Municipal Board, and such surcharge shall be collectable in the same manner as water rates and shall be deemed to be a user charge and no property shall be exempt from such charge by reason only that it is exempt from taxation under section 3 of *The Assessment Act*.

R.S.O. 1970,
c. 32

26. Section 74 of the said Act is repealed.

s. 74,
repealed

27.—(1) Subsection 1 of section 90 of the said Act is repealed and the following substituted therefor:

s. 90 (1),
re-enacted

(1) The Regional Council may in each year provide in the estimates for the establishment or maintenance of a reserve fund for any purpose for which it has authority to spend funds.

Reserve
funds

(2) Subsection 3 of the said section 90 is repealed and the following substituted therefor:

s. 90 (3),
re-enacted

(3) The moneys raised for a reserve fund established under subsection 1 shall not be expended, pledged or applied to any purpose other than that for which the fund was established, unless approved by the Regional Council.

Expenditure
of reserve
fund moneys

28. Subsection 25 of section 95 of the said Act is repealed and the following substituted therefor:

s. 95 (25),
re-enacted

(25) The Regional Council may appoint an alternate member for each of the appointed members and any such alternate member has all the powers and duties of the member in the absence or inability to act of such member and any such alternate member may be paid, out of the current fund of the Regional Corporation, such remuneration as the Regional Council determines.

Alternate
members

29. Subsection 1 of section 96 of the said Act is repealed and the following substituted therefor:

s. 96 (1),
re-enacted

(1) Subsection 1 of section 296 of *The Municipal Act* applies *mutatis mutandis* to the Regional Council.

Application
of R.S.O. 1970,
c. 284, s. 296 (1)

30.—(1) Subsection 1 of section 115 of the said Act, as re-enacted by the Statutes of Ontario, 1976, chapter 43, section 58, is repealed and the following substituted therefor:

s. 115 (1),
re-enacted

(1) Section 5, Parts XV, XVI, XVII and XXI, sections 242a, 248a, 249 and 254, subsection 3 of section 308, sections 333 and 348 and paragraphs 3, 10, 11, 12 and 24 of section 352 of *The Municipal Act* apply *mutatis mutandis* to the Regional Corporation.

Application
of R.S.O. 1970,
c. 284

(2) Subsection 4 of the said section 115 is repealed and the following substituted therefor:

s. 115 (4),
re-enacted

(4) The Regional Corporation shall be considered to be a local municipality for the purposes of paragraph 74a of section 352, paragraphs 90 and 116 of subsection 1 of section 354 and section 394 of *The Municipal Act*.

Development
agreements,
public
trans-
portation
systems,
refuse
disposal,
enter-
tainment
expenses, etc.
R.S.O. 1970,
c. 284

PART VI

THE REGIONAL MUNICIPALITY OF PEEL

s. 52,
repealed

31. Section 52 of *The Regional Municipality of Peel Act, 1973*, being chapter 60, is repealed.

s. 77 (2) (a),
re-enacted

32. Clause *a* of subsection 2 of section 77 of the said Act, as re-enacted by the Statutes of Ontario, 1974, chapter 117, section 36, is repealed and the following substituted therefor:

(a) by imposing a surcharge on the water rate, which does not require the approval of the Municipal Board, and such surcharge shall be collectable in the same manner as water rates and shall be deemed to be a user charge and no property shall be exempt from such charge by reason only that it is exempt from taxation under section 3 of *The Assessment Act*.

R.S.O. 1970,
c. 32s. 90 (1),
re-enacted

33.—(1) Subsection 1 of section 90 of the said Act is repealed and the following substituted therefor:

Reserve
funds

(1) The Regional Council may in each year provide in the estimates for the establishment or maintenance of a reserve fund for any purpose for which it has authority to spend funds.

s. 90 (3),
re-enacted

(2) Subsection 3 of the said section 90 is repealed and the following substituted therefor:

Expenditure
of reserve
fund moneys

(3) The moneys raised for a reserve fund established under subsection 1 shall not be expended, pledged or applied to any purpose other than that for which the fund was established, unless approved by the Regional Council.

s. 96 (25),
re-enacted

34. Subsection 25 of section 96 of the said Act is repealed and the following substituted therefor:

Alternate
members

(25) The Regional Council may appoint an alternate member for each of the appointed members and any such alternate member has all the powers and duties of the member in the absence or inability to act of such member and any such alternate member may be paid, out of the current fund of the Regional Corporation, such remuneration as the Regional Council determines.

s. 97 (1),
re-enacted

35. Subsection 1 of section 97 of the said Act is repealed and the following substituted therefor:

(1) Subsection 1 of section 296 of *The Municipal Act* applies *mutatis mutandis* to the Regional Council. Application of R.S.O. 1970, c. 284, s. 296 (1)

36. Subsection 1 of section 115 of the said Act, as re-enacted by the Statutes of Ontario, 1976, chapter 43, section 69, is repealed and the following substituted therefor: s. 115 (1), re-enacted

(1) Sections 5, 217, 223, 224, 229, 231, 232, 233 and 235, subsections 1, 4 and 5 of section 237, sections 238, 239, 242a, 245, 248a, 249, 250, 254, subsection 3 of section 308, sections 333 and 348 and paragraphs 3, 9, 10, 11, 12, 24, 63, 64, 65, 66 and 67 of section 352 and Parts XV, XVI, XVII and XXI of *The Municipal Act* apply *mutatis mutandis* to the Regional Corporation. Application of R.S.O. 1970, c. 284

PART VII

THE REGIONAL MUNICIPALITY OF HALTON

37. Section 52 of *The Regional Municipality of Halton Act*, 1973, being chapter 70, is repealed. s. 52, repealed

38. Clause *a* of subsection 2 of section 77 of the said Act, as re-enacted by the Statutes of Ontario, 1974, chapter 117, section 41, is repealed and the following substituted therefor: s. 77 (2) (a), re-enacted

(a) by imposing a surcharge on the water rate, which does not require the approval of the Municipal Board, and such surcharge shall be collectable in the same manner as water rates and shall be deemed to be a user charge and no property shall be exempt from such charge by reason only that it is exempt from taxation under section 3 of *The Assessment Act*. R.S.O. 1970, c. 32

39.—(1) Subsection 1 of section 90 of the said Act is repealed and the following substituted therefor: s. 90 (1), re-enacted

(1) The Regional Council may in each year provide in the estimates for the establishment or maintenance of a reserve fund for any purpose for which it has authority to spend funds. Reserve funds

(2) Subsection 3 of the said section 90 is repealed and the following substituted therefor: s. 90 (3), re-enacted

(3) The moneys raised for a reserve fund established under subsection 1 shall not be expended, pledged or applied to any purpose other than that for which the fund was established, unless approved by the Regional Council. Expenditure of reserve fund moneys

s. 96 (25),
re-enacted

- 40.** Subsection 25 of section 96 of the said Act is repealed and the following substituted therefor:

Alternate
members

(25) The Regional Council may appoint an alternate member for each of the appointed members and any such alternate member has all the powers and duties of the member in the absence or inability to act of such member and any such alternate member may be paid, out of the current fund of the Regional Corporation, such remuneration as the Regional Council determines.

s. 97 (1),
re-enacted

- 41.** Subsection 1 of section 97 of the said Act is repealed and the following substituted therefor:

Application
of R.S.O. 1970,
c. 284, s. 296 (1)

(1) Subsection 1 of section 296 of *The Municipal Act* applies *mutatis mutandis* to the Regional Council.

s. 115 (1),
re-enacted

- 42.** Subsection 1 of section 115 of the said Act, as re-enacted by the Statutes of Ontario, 1976, chapter 43, section 81, is repealed and the following substituted therefor:

Application
of R.S.O. 1970,
c. 284

(1) Sections 5, 217, 223, 224, 229, 231, 232, 233 and 235, subsections 1, 4 and 5 of section 237, sections 238, 239, 242a, 245, 248a, 249, 250, 254, subsection 3 of section 308 and sections 333 and 348 and paragraphs 3, 9, 10, 11, 12, 24, 44, 63, 64, 65, 66 and 67 of section 352 and Parts XV, XVI, XVII and XXI of *The Municipal Act* apply *mutatis mutandis* to the Regional Corporation.

PART VIII

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

s. 52,
repealed

- 43.** Section 52 of *The Regional Municipality of Hamilton-Wentworth Act, 1973*, being chapter 74, is repealed.

s. 77 (2) (a),
re-enacted

- 44.** Clause *a* of subsection 2 of section 77 of the said Act, as re-enacted by the Statutes of Ontario, 1974, chapter 117, section 46, is repealed and the following substituted therefor:

(a) by imposing a surcharge on the water rate, which does not require the approval of the Municipal Board, and such surcharge shall be collectable in the same manner as water rates and shall be deemed to be a user charge and no property shall be exempt from such charge by reason only that it is exempt from taxation under section 3 of *The Assessment Act*.

R.S.O. 1970,
c. 32

- 45.—(1) Subsection 1 of section 90 of the said Act is repealed ^{s. 90 (1),} and the following substituted therefor: ^{re-enacted}

(1) The Regional Council may in each year provide in ^{Reserve} the estimates for the establishment or maintenance of a ^{funds} reserve fund for any purpose for which it has authority to spend funds.

- (2) Subsection 3 of the said section 90 is repealed and the ^{s. 90 (3),} following substituted therefor: ^{re-enacted}

(3) The moneys raised for a reserve fund established under subsection 1 shall not be expended, pledged or applied to ^{Expenditure} any purpose other than that for which the fund was ^{of reserve} established, unless approved by the Regional Council. ^{fund moneys}

46. Subsection 25 of section 96 of the said Act is repealed and ^{s. 96 (25),} the following substituted therefor: ^{re-enacted}

(25) The Regional Council may appoint an alternate ^{Alternate} member for each of the appointed members and any such ^{members} alternate member has all the powers and duties of the member in the absence or inability to act of such member and any such alternate member may be paid, out of the current fund of the Regional Corporation, such remuneration as the Regional Council determines.

47. Subsection 1 of section 97 of the said Act is repealed and ^{s. 97 (1),} the following substituted therefor: ^{re-enacted}

(1) Subsection 1 of section 296 of *The Municipal Act* ^{Application} applies *mutatis mutandis* to the Regional Council. ^{of R.S.O. 1970,} ^{c. 284, s. 296 (1)}

48. Subsection 1 of section 115 of the said Act, as re-enacted ^{s. 115 (1),} by the Statutes of Ontario, 1976, chapter 43, section 92, ^{re-enacted} is repealed and the following substituted therefor:

(1) Sections 5, 217, 223, 224, 229, 231, 232, 233 and 235, ^{Application} subsections 1, 4 and 5 of section 237, sections 238, 239, 242a, ^{of R.S.O. 1970,} 245, 248a, 249, 250, 254, subsection 3 of section 308 and ^{c. 284} sections 333 and 348 and paragraphs 3, 9, 10, 11, 12, 24, 44, 63, 64, 65, 66 and 67 of section 352 and Parts XV, XVI, XVII and XXI of *The Municipal Act* apply *mutatis mutandis* to the Regional Corporation.

PART IX

THE REGIONAL MUNICIPALITY OF DURHAM

49. Section 53 of *The Regional Municipality of Durham Act, 1973*, ^{s. 53,} being chapter 78, is repealed. ^{repealed}

s. 55 (2) (a),
re-enacted

- 50.** Clause *a* of subsection 2 of section 56 of the said Act, as re-enacted by the Statutes of Ontario, 1974, chapter 117, section 51, is repealed and the following substituted therefor:

(a) by imposing a surcharge on the water rate, which does not require the approval of the Municipal Board, and such surcharge shall be collectable in the same manner as water rates and shall be deemed to be a user charge and no property shall be exempt from such charge by reason only that it is exempt from taxation under section 3 of *The Assessment Act*.

R.S.O. 1970,
c. 32Durham
Planning
Area
continued
under name
Regional
Municipality
of Durham
Planning
Area

- 51.**—(1) On and after the 1st day of January, 1977, the planning area designated as the Durham Planning Area by subsection 1 of section 59 of *The Regional Municipality of Durham Act, 1973*, shall be continued as a planning area to be known as the Regional Municipality of Durham Planning Area.

References in
1973, c. 78,
Pt. VI

- (2) Any reference in Part VI of *The Regional Municipality of Durham Act, 1973*, to the Durham Planning Area shall, after the 1st day of January, 1977, be deemed to be a reference to the Regional Municipality of Durham Planning Area.

s. 98 (1),
re-enacted

- 52.**—(1) Subsection 1 of section 98 of the said Act is repealed and the following substituted therefor:

Reserve
funds

(1) The Regional Council may in each year provide in the estimates for the establishment or maintenance of a reserve fund for any purpose for which it has authority to spend funds.

s. 98 (3),
re-enacted

- (2) Subsection 3 of the said section 98 is repealed and the following substituted therefor:

Expenditure
of reserve
fund moneys

(3) The moneys raised for a reserve fund established under subsection 1 shall not be expended, pledged or applied to any purpose other than that for which the fund was established, unless approved by the Regional Council.

s. 104 (25),
re-enacted

- 53.** Subsection 25 of section 104 of the said Act is repealed and the following substituted therefor:

Alternate
members

(25) The Regional Council may appoint an alternate member for each of the appointed members and any such alternate member has all the powers and duties of the member in the absence or inability to act of such member

and any such alternate member may be paid, out of the current fund of the Regional Corporation, such remuneration as the Regional Council determines.

- 54.** Subsection 1 of section 105 of the said Act is repealed and the following substituted therefor: s. 105 (1),
re-enacted

(1) Subsection 1 of section 296 of *The Municipal Act* applies *mutatis mutandis* to the Regional Council. Application
of R.S.O. 1970,
c. 284, s. 296 (1)

- 55.** Subsection 1 of section 123 of the said Act, as re-enacted by the Statutes of Ontario, 1976, chapter 43, section 104, is repealed and the following substituted therefor: s. 123 (1),
re-enacted

(1) Sections 5, 217, 223, 224, 229, 231, 232, 233 and 235, subsections 1, 4 and 5 of section 237, sections 238, 239, 242a, 245, 248a, 249, 250 and 254, subsection 3 of section 308 and sections 333 and 348 and paragraphs 3, 9, 10, 11, 12, 24, 63, 64, 65, 66 and 67 of section 352 and Parts XV, XVI, XVII and XXI of *The Municipal Act* apply *mutatis mutandis* to the Regional Corporation. Application
of R.S.O. 1970,
c. 284

PART X

THE REGIONAL MUNICIPALITY OF HALDIMAND-NORFOLK

- 56.** Section 52 of *The Regional Municipality of Haldimand-Norfolk Act, 1973*, being chapter 96, as enacted by the Statutes of Ontario, 1973, chapter 155, section 4, is repealed. s. 52,
repealed

- 57.** Clause *a* of subsection 2 of section 79 of the said Act, as re-enacted by the Statutes of Ontario, 1974, chapter 117, section 56, is repealed and the following substituted therefor: s. 79 (2) (a),
re-enacted

(a) by imposing a surcharge on the water rate, which does not require the approval of the Municipal Board, and such surcharge shall be collectable in the same manner as water rates and shall be deemed to be a user charge and no property shall be exempt from such charge by reason only that it is exempt from taxation under section 3 of *The Assessment Act*.

R.S.O. 1970,
c. 32

- 58.**—(1) Subsection 1 of section 94 of the said Act, as enacted by the Statutes of Ontario, 1973, chapter 155, section 4, is repealed and the following substituted therefor: s. 94 (1),
re-enacted

(1) The Regional Council may in each year provide in the estimates for the establishment or maintenance of a Reserve
funds

reserve fund for any purpose for which it has authority to spend funds.

s. 94 (3),
re-enacted

(2) Subsection 3 of the said section 94 is repealed and the following substituted therefor:

Expenditure
of reserve
fund moneys

(3) The moneys raised for a reserve fund established under subsection 1 shall not be expended, pledged or applied to any purpose other than that for which the fund was established, unless approved by the Regional Council.

s. 100 (25),
re-enacted

59. Subsection 25 of section 100 of the said Act, as enacted by the Statutes of Ontario, 1973, chapter 155, section 4, is repealed and the following substituted therefor:

Alternate
members

(25) The Regional Council may appoint an alternate member for each of the appointed members and any such alternate member has all the powers and duties of the member in the absence or inability to act of such member and any such alternate member may be paid, out of the current fund of the Regional Corporation, such remuneration as the Regional Council determines.

s. 101 (1),
re-enacted

60. Subsection 1 of section 101 of the said Act, as enacted by the Statutes of Ontario, 1973, chapter 155, section 4, is repealed and the following substituted therefor:

Application
of R.S.O. 1970,
c. 284, s. 296 (1)

(1) Subsection 1 of section 296 of *The Municipal Act* applies *mutatis mutandis* to the Regional Council.

s. 119 (1),
re-enacted

61. Subsection 1 of section 119 of the said Act, as re-enacted by the Statutes of Ontario, 1976, chapter 43, section 115, is repealed and the following substituted therefor:

Application
of R.S.O. 1970,
c. 284

(1) Sections 5, 217, 223, 224, 229, 231, 232, 233 and 235, subsections 1, 4 and 5 of section 237, sections 238, 239, 242a, 245, 248a, 249, 250, 254, subsection 3 of section 308 and sections 333 and 348 and paragraphs 3, 9, 10, 11, 12, 24, 63, 64, 65, 66, 67 and 74 of section 352 and Parts XV, XVI, XVII and XXI of *The Municipal Act* apply *mutatis mutandis* to the Regional Corporation.

MISCELLANEOUS

Commence-
ment

62.—(1) This Act, except sections 13 and 25, subsection 2 of section 30, and sections 32, 38, 44, 50 and 57, comes into force on the day it receives Royal Assent.

- (2) Section 13 shall be deemed to have come into force on ^{Idem} the 1st day of January, 1971.
- (3) Sections 25, 32, 38, 44, 50 and 57 shall be deemed to ^{Idem} have come into force on the 1st day of January, 1975.
- (4) Subsection 2 of section 30 shall be deemed to have ^{Idem} come into force on the 1st day of January, 1976.

63. This Act may be cited as *The Regional Municipalities* ^{Short title}
Amendment Act, 1976 (No. 2).

